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February 12, 2025

VIA ECF

Hon. Brenda K. Sannes
United States District Court
Northern District of New York
Federal Building and Courthouse
P.O. Box 7336
Syracuse, New York 13261

Re: Jane Doe v. St. Lawrence University, et al.
NDNY Case No.: 8:23-cv-426 (BKS/DJS)

Dear Judge Sannes:

We are counsel to Defendant Ernesto Moralez (“Moralez”) in the above-referenced action. We write seeking a teleconference with Your Honor regarding the Court’s February 6, 2025 Decision and Order.

In denying Plaintiff’s appeal and motion for leave to refile her motion to proceed under a pseudonym, Your Honor stated in part: “If Plaintiff fails to file an amended complaint identifying herself within 14 days from the date of this Order, or to request an extension of time to do so, this action will be dismissed, without further order of the Court, for failure to comply with Rule 10(a)”.

As the Court is aware Defendant Morales has asserted Counterclaims, which survived Plaintiff’s motion to dismiss. Defendant Morales seeks to understand how the Court will treat his surviving Counterclaims should Plaintiff’s complaint be dismissed, without further order of the Court, for her failure to timely file an amended complaint under her own name.

Respectfully submitted,
NESENOFF & MILTENBERG, LLP

/s/ Stuart Bernstein
Stuart Bernstein, Esq.

cc: all counsel of record (via ECF)

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